

AF/1761

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: WILSON et al.  
Serial No.: 09/896,375  
Filed: June 29, 2001  
For: IMPROVED FLAVORING COMPOSITION AND PROCESS FOR ...  
Group: 1761 Examiner: Curtis E. Sherrer  
DOCKET: STEINER 00.01

MAIL STOP AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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TC 1700

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

In furtherance of Applicants' continuing duty to disclose, Applicants enclose herewith a translation of an Office Action received in connection with the Chinese counterpart Application. The reference cited by the Chinese Examiner is already of record in this case. Accordingly, no copy of same is being provided. The claims in the present application are believed to be patentably distinguished over this reference.

This Information Disclosure Statement is being made pursuant to the duty of disclosure imposed by law and formulated in 37 CFR 1.56(A). No representation is made that the information thus disclosed in fact constitute prior art or that it is the closest prior art, inasmuch as 37 CFR 1.56(A) relies on a materiality concept which depends on subjectivity.

In compliance with the requirements of 37 C.F.R. § 1.98(a)(3), as a concise statement of relevance, as it is presently understood by the individual designated in 35 U.S.C. § 1.56(c) most

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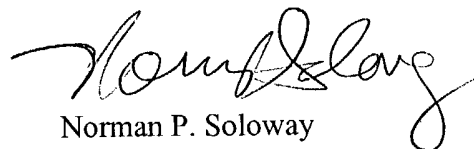
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knowledgeable about the content of the information, the undersigned attorney of record submits a copy of the Action by a foreign (Chinese) Examiner in which the reference was applied. The relevance to the pending U.S. Patent Application is that the reference was applied in a foreign counterpart Application on the same subject matter. However, no independent analysis of the reference, the accuracy of the statement of foreign Examiner or the claims of the foreign Application under the laws of the country or the United States relative to the subject matter claimed in the present Application has been made; the present understanding of the contents thereof by the undersigned being based on the foreign Examiner's comments submitted therewith.

The enclosed Information Disclosure Statement is being submitted within three months of the Chinese Office Action, as certified in the attached Certification for Information Disclosure Statement.

Since no new references are being made of record, it is believed no fees is required.

Respectfully submitted,



Norman P. Soloway  
Attorney for Applicants  
Registration No. 24,315

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 3, 2004 at Tucson, Arizona.

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**STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT**

Docket No.  
**STEINER 00.01**

In Re Application Of: **WILSON et al.**

Serial No.  
**09/896,375**

Filing Date  
**June 29, 2001**

Examiner  
**Curtis E. Sherrer**

Group Art Unit  
**1761**

Invention: **IMPROVED FLAVORING COMPOSITION AND PROCESS FOR BREWING MALT BEVERAGES**

TO THE COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

- ☒ Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

- ☐ No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

  
Signature

Dated: **May 3, 2004**

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